

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

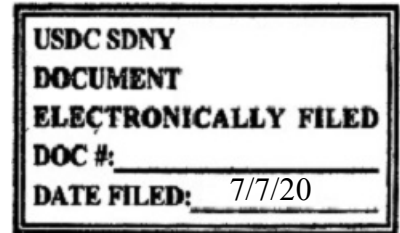
EFCG, INC.,

Plaintiff,

-against-

AEC ADVISORS, LLC, et al.,

Defendants.



19-CV-8076 (RA) (BCM)

**ORDER**

**BARBARA MOSES, United States Magistrate Judge.**

For the reasons discussed during today's telephonic conference, plaintiff's letter-motion dated May 22, 2020, requesting that the Court enter a scheduling order governing the production of the survey that defendants plan to disseminate prior to their 2020 CEO Summit and any motion by plaintiff for injunctive relief concerning that survey, is GRANTED IN PART, as follows:

1. Defendants shall produce their 2020 survey to plaintiff, in the form in which they intend to disseminate it, at least 15 court days prior to any such dissemination. The Court notes again that there is no confidentiality or protective order on the docket of this action. Pending the negotiation and submission of such an order, plaintiff and its counsel shall not further disseminate the survey (except to its expert witnesses and consultants, if any, and to the Court if the survey becomes the subject of a motion) and shall make no use of it other than in support of the claims asserted in this action.
2. Any motion by plaintiff for a temporary restraining order or preliminary injunction regarding the survey shall be served and filed no later than five court days after the survey is produced. Defendants' opposition papers shall be served and filed no later than five court days after service of the motion upon them.
3. Nothing in this Order precludes plaintiff from requesting leave to file reply papers from the judge before whom the motion will be heard.

The Clerk of Court is respectfully directed to close the letter-application at Dkt. No. 74.

Dated: New York, New York  
July 7, 2020

**SO ORDERED.**

A handwritten signature in blue ink, appearing to read "Barbara Moses", written over a horizontal line.

**BARBARA MOSES**  
**United States Magistrate Judge**